



THE STATE BAR OF CALIFORNIA

LITIGATION SECTION ANNUAL TRIAL SYMPOSIUM & RETREAT



Silverado Resort, Napa, CA
April 21-23, 2006

Join our Faculty of Distinguished Attorneys and Judges for Two and One-Half Days of Litigation and Trial Seminars and Presentations, Held in a Beautiful Resort Setting Conducive to Professional Networking.



Annual Trial Symposium Dinner Award Ceremony to Honor **e. bob wallach**,
Recipient of the 2006 Trial Lawyer Hall of Fame Award

Earn Up To 8.25 MCLE Hours of Credit including 3.00 MCLE Hours of Legal Ethics
and 1.00 MCLE Hour of Elimination of Bias in the Legal Profession

Register Online at: www.calbar.ca.gov/litigation



TRIAL LAWYER HALL OF FAME AWARD

e. bob wallach has been a trial lawyer for 47 years, having tried 222 jury trials to verdict, with 12 losses. A plaintiff's personal injury lawyer for 35 of those years, he currently tries complex civil litigation, and also serves as outside General Counsel for Sharper Image Corporation. A co-founder and long time Chairman of the Hastings Center for Trial and Appellate Advocacy (1971-81), he is a dedicated teacher of trial advocacy.

He has been, or is, a member of ABOTA, Inns of Court, American College of Trial Lawyers, International Academy of Trial Lawyers, and is a past President of the Bar Association of San Francisco (1975). He also served as U.S. Representative to the Commission on Human Rights, United Nations (1986-7) and Vice-Chair of the U.S. Advisory Commission on Public Diplomacy, USIA (1981-87).



SYMPOSIUM GENERAL INFORMATION

HOTEL INFORMATION:

Silverado Resort is a historic destination resort set in the rolling, sunny hills of the wine country. The 1,200 acre resort features uniquely private and personalized accommodations, together with two of the finest 18 hole golf courses in Northern California, a world-class spa, ten swimming pools, and an outstanding and extensive tennis center with 17 plexi-pave courts.

The resort is conveniently located in Napa County, within ninety minutes driving time to the San Francisco and Oakland airports (for additional directions and resort information please see the resort website at www.silveradoresort.com).

Rates & Reservations —

For reservations please call Silverado Resort at 1.800.532.0500. Please make sure you mention the State Bar of California to receive the group rate of \$250 per night (subject to all applicable taxes) for a one-bedroom suite, single or double occupancy. A one-night deposit is required to guarantee reservations.

Cancellations —

Hotel cancellations by individual attendees may be made without penalty until seven (7) days prior to arrival date. Cancellations within seven (7) days will forfeit all deposits on record.

PROGRAM REGISTRATION FEES:

Early Bird Registration —

Offers a savings of \$50 if you register by April 7, 2006. Fees are \$425 for Litigation Section members and \$475 for Non-Section members. If the State Bar does not receive your registration by April 7, 2006 your registration fees will increase to \$475 for members and \$550 for non-members.

Registration fee includes all education programs and materials; Friday night welcome reception; continental breakfast on Saturday & Sunday; and Saturday lunch.

Saturday Only Registration Fee —

Offers you a reduced fee, for members registration fee is \$275 and for non-members \$325. After April 7 and on-site the fee increases to \$325 for members and \$375 for non-members. Registration includes all education program materials and Saturday breakfast and lunch.

Attorneys Admitted after 12/2001 —

Reduced fee for attorneys admitted after 12/2001 of \$225 for members and \$275 non-members includes a 1-year free membership to the Litigation Section. After April 7 and on-site the fee increases to \$275 for members and \$325 for non-members.

Refunds —

Registration and/or ticket refund request must be in writing and received by April 7, 2006. All refunds are subject to a \$50 service charge.

FRIDAY, APRIL 21, 2006

Concurrent Sessions

3:30p.m.–4:30p.m.

[1] Winning at Mediation Without Stubbing Your Toe: Ethics in Mediations

(1.00 MCLE Hour of Legal Ethics)

A discussion of the current and proposed codes addressing ethical issues in mediations. Speakers will address top ten ethical dilemmas, which arise in the mediations process.

Speakers: Judge Lawrence W. Crispo, ADR Services, Los Angeles
Kenneth Wolf, Esq., Hoffman Sabban & Watenmaker, Los Angeles

[2] The Proper Care and Feeding of Expert Witnesses *(1.00 MCLE Hour of Credit)*

Two fraud investigators and financial experts, share their combined 45 years of experience with you. They will discuss the use of the accounting expert in discovery and case preparation, and the preparation of the expert for testimony at deposition and trial.

Sponsored by: Hemming Morse, Incorporated and KPMG

Moderator: Elizabeth A. England, Esq., Carroll & McDonough, San Francisco

Speakers: Dr. Juan Gonzalez, PhD., KPMG LLP, San Francisco
Stuart H. Harden, CPA, CFE., Director, Hemming Morse, Inc., San Francisco

Concurrent Sessions

4:45p.m.–5:45p.m.

[3] With All Due Respect

(1.00 MCLE Hour of Elimination of Bias in the Legal Profession Credit)

The program will discuss subtle ways in which attorneys, witnesses and judges engage in unacceptable forms of bias against disabled persons, women judges, jurors, and others while participating in the trial process. *Sponsored by AJL Litigation Media, Inc.*

Speakers: Justice William F. Rylaarsdam, California Court of Appeal, Fourth District, Division 3, Santa Ana

Judge Rita Miller, Los Angeles Superior Court, Los Angeles

Steven B. Sacks, Sheppard Mullin Richter & Hampton

Laurie E. Barber, Lindley, Scales & Corbett, Apc, San Diego

[4] Secrets of Succeeding at Mediation *(1.00 MCLE Hour of Credit)*

This program will focus on effective strategies for reaching agreements at mediation. The session will provide both panelists and attendees with an opportunity to explore “best practices” at mediation and fine-tune the skills needed to succeed in a forum that is often quite different from trial. *Sponsored by Judicate West*

Speakers: Judge J. Richard Haden, JAMS, San Diego
Charles Berwanger, Gordon & Rees, San Diego
Robert J. Kaplan, Judicate West, San Diego

6:00–7:30p.m.

Welcome Reception

SATURDAY, APRIL 22, 2006

7:30a.m.–9:00 a.m.

Continental Breakfast/Sign-In/Registration

Concurrent Sessions

9:00a.m.–10:15a.m.

[5] The Importance of Effective and Efficient E-Discovery *(1.00 MCLE Hour of Credit)*

In the typical business litigation dispute, it has become standard practice to ask for electronic discovery. Panelists will discuss the importance of, and techniques for, identifying and obtaining e-discovery, the costs associated with e-discovery (and who is responsible to pay those costs), and advising clients on the management and production of their own e-documents.

Sponsored by Encore LexSolutio

Speakers: Judge James P. Kleinberg, Superior Court of California, San Jose
Patrick E. Breen, Allen Matkins Leck Gamble & Mallory LLP, Los Angeles
Dene Halle, Chief Technology Officer, Encore Legal Solutions, Los Angeles

[6] What Every Trial Lawyer Needs To Know About Jury Persuasion—To Catch A Fish, You Can’t Think Like A Fisherman, You Have To Think Like A Fish.

(1.00 MCLE Hour of Credit)

If in your last trial you knew every detail about your jurors’ background, but knew nothing about how they look at life, you should attend this program. Experts present this entertaining and thought provoking program, in which you will learn how jurors think, how they make decisions, and how every trial lawyer can use that knowledge to maximize their chances of success in the courtroom.

Speakers: Mark Mazzarella, Mazzarella Caldarelli LLP, San Diego
Wendy Patrick Mazzarella, Deputy District Attorney, Family Protection Division, San Diego

- 10:30a.m.–12:00p.m. **[7] Key Moments in Winning Trials** *(1.50 MCLE Hours of Credit)*
A renowned trial attorney and a retired Superior Court judge will discuss winning trials and recognizing and making the most of the key moments that lead to victory.
Speakers: Judge J. Richard Haden, JAMS, San Diego
Max Blecher, Blecher & Collins, San Diego
- [8] Nuts and Bolts of Law and Motion Practice: How to Win in Law and Motion—How to Lose in Law and Motion** *(1.50 MCLE Hours of Credit)*
Tips, pointers and practical advice from the two current and two former San Francisco Law and Motion Judges. Learn about effective motion presentation, writing, and oral advocacy. What works and what doesn't.
Speakers: Judge James L. Warren, San Francisco Superior Court, San Francisco
Judge Ronald Evans Quidachay, Superior Court, San Francisco
Judge William J. Cahill, JAMS, San Francisco
Judge David A. Garcia, JAMS, San Francisco
- 12:00p.m.–1:15p.m. **Deli Luncheon, Network with Speakers and Panelists**
- 12:00p.m. **Golf** *(separate ticket event)*
- 12:15p.m. **Winery Tour** *(separate ticket event) —limited to 24 participants*
- 1:00p.m. **Round Robin Tennis** *(separate ticket event)*

General Session
1:30p.m.–3:30p.m. **[9] Brother, can you spare a Rule? Or a dime?** *(2.00 MCLE Hours of Legal Ethics)*
The Commission for Revision of the Rules of Professional Conduct has been directed to revise the rules and to eliminate unnecessary differences between California Rules and those of other states. The result may be serious, substantive changes in the law governing California lawyers. Some of the proposed new rules are being circulated for public comment. Get an overview of proposed new rules and have a chance to express your opinions to members of the Commission, one of who is its chair and three of who are members of the Litigation Section.
Speakers: Kurt W. Melchior, Nossaman Guthner Knox et al, San Francisco
Jerome Sapiro, Jr., The Sapiro Law Firm, San Francisco
Harry B. Sondheim, Pacific Palisades
Mark Tuft, Cooper White & Cooper LLP, San Francisco

- 6:30p.m.–10:00p.m. **Annual Trial Symposium Dinner at Markham Winery** *(separate ticket event)*
Presentation of 2006 Trial Lawyer Hall of Fame Award, e. bob wallach
- 6:30p.m. **Buses depart Silverado for dinner at winery.**
- 7:00p.m. **Reception • 7:45 p.m. Dinner**

SUNDAY, APRIL 23, 2006

8:30–9:15a.m. **Continental Breakfast/Sign-In.**

- Master Classes
9:30–10:30a.m. **[10] The Magic of Final Argument** *(1.00 MCLE Hour of Credit)*
2006 Trial Lawyer Hall of Fame honoree and distinguished trial lawyer e. bob wallach will teach a master class, limited to 25 participants, on meeting the challenges and opportunities presented by your closing argument at trial. *(limited to 25 people)*
Speaker: e. bob wallach, Law Offices of e. robert (bob) wallach, P.C.
- [11] Handling the Complex Litigation Case** *(1.00 MCLE Hour of Credit)*
Acclaimed trial attorney Max Blecher and sitting Los Angeles County Complex Court Judge Hon. Anthony J. Mohr will teach a master class, limited to 25 participants, on the ins and outs of Complex Litigation. This master class will cover designating a case complex, understanding what it means for your case, making the most of the complex rules and much more. *(limited to 25 people)*
Speakers: Judge Anthony J. Mohr, Los Angeles Superior Court, Los Angeles
Max Blecher, Blecher & Collins, Los Angeles

SPECIAL TICKETED EVENTS—SATURDAY, APRIL 22, 2006



Please sign-up on the registration form. Reserve early—space is limited.

WINERY TOUR

12:15 p.m. Buses Depart Silverado
\$55 per person

The day begins with a visit at Paraduxx Winery located in the center of the Napa Valley along the less traveled Silverado Trail. The architectural innovation of the estate is a unique ten-sided fermentation building, which houses a contemporary winemaking facility. Duckhorn Wine Company originally created Paraduxx to allow its winemakers the opportunity to explore other styles without detracting from Duckhorn Vineyards' focus on Bordeaux varietals. Just a short drive north you will step

back to the renaissance of Chateau Montelena Winery, built in 1886. The setting is one of the most peaceful in the Napa Valley—a stone castle carved into a hillside overlooking a Chinese garden and lake and vineyards reaching out to the base of Mt. St. Helena. Step into our historic Tasting Room, located on the top floor of the Chateau, to sample wines. You'll enjoy the insights and knowledge that each staff member brings to the experience.

(limited to 24 participants)

GOLF

12:00 p.m.

Take advantage of our special reduced green fee for an afternoon playing golf on one of northern California's most beautiful courses.

Ticket price: \$160 per person
(cart included & box lunch)



ROUND ROBIN TENNIS

1:00 p.m.

Players meet at the Tennis Courts located across the street behind Silverado Health Spa at 12:45 p.m. The cost of \$35 per player includes court fees, pro fees, scoring and refreshments.



ANNUAL TRIAL SYMPOSIUM DINNER AT MARKHAM WINERY

6:30 p.m.—10:00 p.m.

6:30 p.m. Buses Depart Silverado

7:00 p.m. Reception • 7:45 p.m. Dinner

Dinner Award Ceremony to Honor **e. bob wallach**,
Recipient of the Trial Lawyer Hall of Fame
Markham Winery

Built in 1879 your evening begins with a casual, yet elegant reception upon your arrival, complete with Markham wines specially paired with hors d'ouerves. You are free to roam the facility, view the current art exhibit, or enjoy the wonderful courtyard water gardens. We invite everyone to enter our historic Stone Cellar. This magnificent

room was the original winemaking facility and is still in operation today. It was built in 1879 with rough-hewn stone from Glass Mountain. These stonewalls are surrounded by hundreds of oak barrels filled with red varietals where you will enjoy an elegant dinner. **Ticket price:** \$125 per person
(includes shuttle service)

Questions: For registration information please call 415.538.2508. For program content/section information or special assistance call Theresa Raglen at 415.538.2393.

PROGRAM REGISTRATION

LITIGATION SECTION ANNUAL TRIAL SYMPOSIUM & RETREAT 2006

REGISTRATION:

CA State Bar No. _____
First Name or Nickname *(as it should appear on name badge)* _____
Last Name _____
E-mail _____
Tel. _____ Fax No. _____
Firm Name _____
Firm Address _____
City, State, Zip _____
Non-Lawyer Spouse/Guest Name _____

Your name may be released to other attendees/sponsors/exhibitors.
☐ If you don't want your information released, check here.
For registration information call 415.538.2508. For Special Assistance please call 415.538.2393.

REGISTRATION FEES: Includes all education programs and materials, the Friday night welcome reception, continental breakfast on Saturday & Sunday, and Saturday deli luncheon.

	Until April 7	After April 7	Total
Section Member	\$425	\$475	\$ _____
Non-Member <i>(fee includes 2006 Litigation Section membership)</i>	\$475	\$550	\$ _____
Member attorneys admitted after 12/01	\$225	\$275	\$ _____
Non-Member attorneys admitted after 12/01	\$275	\$325	\$ _____
<i>(fee includes 2006 Litigation Section membership)</i>			

SATURDAY ONLY:

Member	\$275	\$325	\$ _____
Non-Member <i>(fee includes 2006 Litigation Section membership)</i>	\$325	\$375	\$ _____

PLEASE INDICATE WHICH EVENTS YOU WILL ATTEND:

	Please indicate	
[12] Friday Welcome Reception <i>(included for registrants)</i>	<input type="checkbox"/> I will attend	<input type="checkbox"/> I will not attend FREE
[13] Saturday Continental Breakfast <i>(included for registrant and Saturday only registrants)</i>	<input type="checkbox"/> I will attend	<input type="checkbox"/> I will not attend FREE
[14] Saturday Deli Lunch <i>(included for registrant and Saturday only registrants)</i>	<input type="checkbox"/> I will attend	<input type="checkbox"/> I will not attend FREE
[15] Saturday Wine Tour <i>(limited to 24 participants)</i>	Number of Tickets _____ x \$ 55	\$ _____
[16] Saturday Golf	Number of Tickets _____ x \$160	\$ _____
[17] Saturday Round Robin Tennis	Number of Tickets _____ x \$ 35	\$ _____
[18] Saturday Trial Symposium Dinner at Markham Winery	Number of Tickets _____ x \$125	\$ _____
[19] Shuttle Service	Number in party _____	
[20] Sunday Continental Breakfast <i>(included for registrants)</i>	<input type="checkbox"/> I will attend	<input type="checkbox"/> I will not attend FREE

REGISTRATION INFORMATION: 415.538.2508

PAYMENT: You may pay by check (make checks payable to The State Bar of California), VISA or MasterCard. Registrations will be accepted by fax only when accompanied by credit card information.

I authorize the State Bar of California to charge my VISA/MasterCard account. *(NO OTHER CARDS WILL BE ACCEPTED)*
Account Number _____ Expiration Date: _____
Cardholder's Name: _____ Cardholder's Signature _____

COURSE SELECTOR:

Please indicate which sessions you will attend.

Friday, April 21, 2006, 3:30 p.m.–4:30 p.m.

- ☐ [1] Winning at Mediation Without Stubbing Your Toe: Ethics in Mediations
☐ [2] The Proper Care and Feeding of Expert Witnesses

Friday, April 21, 2006, 4:45 p.m.–5:45 p.m.

- ☐ [3] With All Due Respect
☐ [4] Secrets of Succeeding at Mediation

Saturday, April 22, 2006, 9:00 a.m.–10:15 a.m.

- ☐ [5] The Importance of Effective and Efficient E-Discovery
☐ [6] What Every Trial Lawyer Needs To Know About Jury Persuasion—To Catch A Fish, You Can't Think Like A Fisherman, You Have To Think Like A Fish.

Saturday, April 22, 2006, 10:30 a.m.–12:00 noon

- ☐ [7] Key Moments in Winning Trials
☐ [8] Nuts and Bolts of Law and Motion Practice: How to Win in Law and Motion—How to Lose in Law and Motion

Saturday, April 22, 2006, 1:30 p.m.–3:30 p.m.

- ☐ [9] Brother, can you spare a Rule? Or a dime?

Sunday, April 23, 2006, 9:30 a.m.–10:30 a.m. Master

Classes *(limited to 25 people per session)*

- ☐ [10] The Magic of Final Argument
☐ [11] Handling the Complex Litigation Case

MAIL TO:

Program Registrations, State Bar of California, 180 Howard Street,
San Francisco, CA 94105-1639; OR Fax to 415.538.2368
(Credit Card registrations only. Do not mail original form if you fax.)

REGISTER ONLINE AT:
WWW.CALBAR.CA.GOV/LITIGATION

DEADLINES

Hotel Reservations:
March 24, 2006

Special Early Bird
Registration Rate
Deadline: April 7, 2006

After April 7, 2006
increased
pre-registration.



Register Online at:

[www.calbar.ca.gov/
litigation](http://www.calbar.ca.gov/litigation)

PROGRAM REGISTRATION DEADLINES

Hotel Reservations:
March 24, 2006

**Special Early Bird
Registration Rate Deadline:**
April 7, 2006

**After April 7, 2006
increased pre-registration.**

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MCLE Hours of Legal Ethics and 1.00 MCLE Hour of
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